

1 BRAMSON, PLUTZIK, MAHLER & BIRKHAEUSER, LLP  
2 Alan R. Plutzik (Bar No. 077785)  
3 L. Timothy Fisher (Bar No. 191626)  
4 Kathryn A. Schofield (Bar No. 202939)  
5 2125 Oak Grove Road, Suite 120  
Walnut Creek, California 94598  
Telephone: (925) 945-0200  
Facsimile: (925) 945-8792

6 SCHIFFRIN & BARROWAY LLP  
7 Eric L. Zagar  
Sandra G. Smith  
8 280 King of Prussia Road  
Radnor, PA 19087  
Telephone: (610) 667-7706  
Facsimile: (610) 667-7056

9  
10 Attorneys for Plaintiffs  
Brozovich and Younan

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN JOSE DIVISION

14 FRANK BROZOVIICH, Derivatively on Behalf  
of Nominal Defendant ACTEL  
15 CORPORATION,

Case No. C06-05352 JW (HRL)

16 Plaintiff,  
17 v.  
**CORRECTED STIPULATION AND  
[PROPOSED] ORDER VACATING  
SCHEDULE FOR FILING OF  
AMENDED COMPLAINT**

18 JOHN C. EAST, ESMAT Z. HAMDY, PAUL  
V. INDACO, FARES N. MUBARAK, DENNIS  
19 G. KISH, HANK L. PERRET, DOUGLAS D.  
GOODYEAR, JEFFREY M. SCHLAGETER,  
DAVID M. SUGISHITA, DENNIS F. NYE,  
CARL N. BURROW, ROBERT J. SMITH II,  
ROBERT G. SPENCER and JACOB  
JACOBSSON,

20 Defendants,  
21 and  
ACTEL CORPORATION,

22 Nominal Defendant.

## **STIPULATION**

WHEREAS, *Brozovich v. East, et al.* (06-cv-05352-JW) was filed on August 30, 2006;

WHEREAS, on November 1, 2006 in the *Brozovich* action, this Court ordered that an amended complaint be filed, and pursuant to that order the amended complaint is currently calendared for January 2, 2007;

WHEREAS *Younan v. East, et al.* (06-cv-06832-JW) was filed on November 2, 2006;

WHEREAS, on November 14, 2006 the parties filed a Stipulation and [Proposed] Order Consolidating Cases for All Purposes, and Setting Schedule for Filing of Consolidated Complaint;

WHEREAS, on November 15, 2006, Plaintiffs Brozovich and Younan filed a Motion to Appoint Lead Plaintiffs, Lead Counsel and Liaison Counsel (“Lead Plaintiff Motion”), to be heard on January 8, 2007 at 9:00 a.m., after the amended complaint in the *Brozovich* action is currently calendared;

WHEREAS, no opposition to the Lead Plaintiff Motion was filed;

WHEREAS, if the Court orders the *Brozovich* and *Younan* actions to be consolidated, Plaintiffs will be filing a consolidated amended complaint following the hearing:

WHEREAS, the parties have entered into a Stipulation that Defendants need not respond to either the *Brozovich* or *Younan* complaints until such time as Plaintiffs file a consolidated complaint,

WHEREAS, counsel for Plaintiff and Defendants have met and conferred and have agreed that it is not in the interest of judicial efficiency for Plaintiffs to file to an amended complaint in the *Brozovich* action *and* a consolidated amended complaint in the consolidated action;

THEREFORE, IT IS STIPULATED AND AGREED by Plaintiffs and Defendants, through their respective counsel of record that the deadline for filing the amended complaint in the *Brozovich* action should be vacated pending an order on Plaintiffs' Lead Plaintiff Motion and the Consolidation Stipulation.

**IT IS SO STIPULATED.**

1 DATED: December 26, 2006  
2

3  
4 BRAMSON, PLUTZIK, MAHLER &  
5 BIRKHAEUSER, LLP  
6

7 By:   
8

9 Alan R. Plutzik (Bar No. 077785)  
10 L. Timothy Fisher (Bar No. 191626)  
11 Kathryn A. Schofield (Bar No. 202939)  
12 2125 Oak Grove Road, Suite 120  
Walnut Creek, CA 94598  
Telephone: (925) 945-0200  
Facsimile: (925) 945-8792

SCHIFFRIN & BARROWAY, LLP  
Eric Zagar  
Sandra G. Smith  
280 King of Prussia Road  
Radnor, PA 19087  
Telephone: 610-667-7706

13 *Counsel for Plaintiffs Brozovich and Younan*  
14

15 DATED: December 26, 2006  
16

17 WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation  
18

19 By: /s/ Bahram Seyedin-Noor  
20 Bahram Seyedin-Noor  
21

22 Nina F. Locker (Bar No. 123838)  
Caz Hashemi (Bar No. 210239)  
Bahram Seyedin-Noor (Bar No. 203244)  
WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation  
650 Page Mill Road  
Palo Alto, CA 94304-1050  
Telephone: (650) 493-9300  
Facsimile: (650) 493-6811

23 *Counsel for Defendants*  
24

1 I, Alan R. Plutzik, am the ECF User whose identification and password are being used to  
2 file the Stipulation regarding related cases in compliance with General Order 45.X.B,  
3 hereby attest that Bahram Seyedin-Noor has concurred in this filing.

4 Dated: December 26, 2006

5 BRAMSON, PLUTZIK, MAHLER &  
6 BIRKHAEUSER, LLP

7 By: /s/ Alan R. Plutzik  
8 Attorney for Plaintiffs

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1

\* \* \*

2

3 **ORDER**

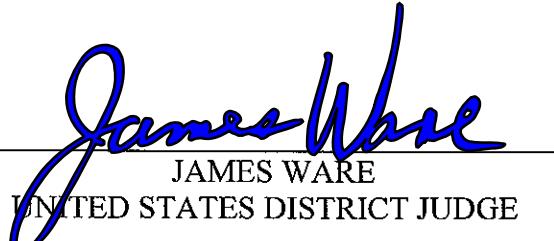
4

5 PURSUANT TO STIPULATION, IT IS SO ORDERED.

6

7 DATED: December 27, 2006

8

  
JAMES WARE  
UNITED STATES DISTRICT JUDGE

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28